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Seventy-second General Assembly
STATE OF COLORADO

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BILL 3

LLS NO. 19-0228.01 Yelana Love x2295

INTERIM COMMITTEE BILL

Opioid and Other Substance Use Disorders
Interim Study Committee

BILL TOPIC: "Harm Reduction Substance Use Disorders"

A BILL FOR AN ACT

101 **CONCERNING THE REDUCTION OF HARM CAUSED BY SUBSTANCE USE**
102 **DISORDERS, AND, IN CONNECTION THEREWITH, EXTENDING THE**
103 **REPEAL OF PROVISIONS LIMITING OPIATE PRESCRIPTIONS,**
104 **AUTHORIZING SCHOOLS TO OBTAIN A SUPPLY OF OPIATE**
105 **ANTAGONISTS, PROHIBITING A PHARMACIST FROM DISPENSING**
106 **AN OPIOID UNLESS THE PRESCRIPTION WAS SENT**
107 **ELECTRONICALLY, SPECIFYING THAT A LICENSED OR CERTIFIED**
108 **HOSPITAL MAY BE USED AS A CLEAN SYRINGE EXCHANGE SITE,**
109 **CREATING THE NALOXONE BULK PURCHASE FUND, REQUIRING**
110 **THE DEPARTMENT OF REVENUE TO ADOPT RULES TO EXPEDITE**
111 **THE ISSUANCE OF IDENTIFICATION CARDS TO CERTAIN**
112 **INDIVIDUALS, AND REQUIRING A PERSON THAT MAKES AN**
113 **AUTOMATED EXTERNAL DEFIBRILATOR AVAILABLE TO ALSO**

*Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Opioid and Other Substance Use Disorders Interim Study Committee. The bill:

- Extends from September 1, 2021, to September 1, 2024, the repeal of the requirements to query the prescription drug monitoring program prior to prescribing a second fill for an opioid unless the person receiving the prescription meets certain requirements (**section 6** of the bill) and to limit opiate prescriptions for podiatrists (**section 1**), dentists (**section 2**), physicians (**section 3**), advanced practice nurses (**section 4**), optometrists (**section 5**), and veterinarians (**section 7**);
- Allows school districts and nonpublic schools to develop a policy by which schools are authorized to obtain a supply of opiate antagonists and school employees are trained to administer opiate antagonists to individuals at risk of experiencing a drug overdose (**sections 8 through 14**);
- Prohibits a pharmacist from dispensing an opioid unless the prescription for the opioid was sent electronically to the pharmacist or pharmacy where the pharmacist practices (**section 12**);
- Specifies that a licensed or certified hospital may be used as a clean syringe exchange site (**section 15**);
- Creates the naloxone bulk purchase fund (**section 16**);
- Requires the department of revenue to adopt rules to expedite the issuance of identification cards to individuals with substance use disorders who require an identification card to enter treatment (**section 17**); and
- Requires a person or entity that makes an automated external defibrillator available to the public to also make an opiate antagonist available to the public (**section 18**).

1 *Be it enacted by the General Assembly of the State of Colorado:*

1 **SECTION 1.** In Colorado Revised Statutes, 12-32-107.5, **amend**
2 (3)(e) as follows:

3 **12-32-107.5. Prescriptions - requirement to advise patients -**
4 **limit on opioid prescriptions - repeal.** (3) (e) This subsection (3) is
5 repealed, effective September 1, ~~2021~~ **2024**.

6 **SECTION 2.** In Colorado Revised Statutes, 12-35-114, **amend**
7 (2)(e) as follows:

8 **12-35-114. Dentists may prescribe drugs - surgical operations**
9 **- anesthesia - limits on opioid prescriptions - repeal.** (2) (e) This
10 subsection (2) is repealed, effective September 1, ~~2021~~ **2024**.

11 **SECTION 3.** In Colorado Revised Statutes, 12-36-117.6, **amend**
12 (4) as follows:

13 **12-36-117.6. Prescribing opiates - limitations - repeal.** (4) This
14 section is repealed, effective September 1, ~~2021~~ **2024**.

15 **SECTION 4.** In Colorado Revised Statutes, 12-38-111.6, **amend**
16 (7.5)(e) as follows:

17 **12-38-111.6. Prescriptive authority - advanced practice nurses**
18 **- limits on opioid prescriptions - repeal.** (7.5) (e) This subsection (7.5)
19 is repealed, effective September 1, ~~2021~~ **2024**.

20 **SECTION 5.** In Colorado Revised Statutes, 12-40-109.5, **amend**
21 (4)(e) as follows:

22 **12-40-109.5. Use of prescription and nonprescription drugs -**
23 **limits on opioid prescriptions - repeal.** (4) (e) This subsection (4) is
24 repealed, effective September 1, ~~2021~~ **2024**.

25 **SECTION 6.** In Colorado Revised Statutes, 12-42.5-404, **amend**
26 (3.6)(e) as follows:

27 **12-42.5-404. Program operation - access - rules - definitions -**

1 **repeal.** (3.6) (e) This subsection (3.6) is repealed, effective September
2 1, ~~2021~~ **2024**.

3 **SECTION 7.** In Colorado Revised Statutes, 12-64-127, **amend**
4 (4) as follows:

5 **12-64-127. Prescription of opioids - limitations - repeal.**
6 (4) This section is repealed, effective September 1, ~~2021~~ **2024**.

7 **SECTION 8.** In Colorado Revised Statutes, **add** 22-1-119.1 as
8 follows:

9 **22-1-119.1. Policy for employee and agent possession and**
10 **administration of opiate antagonists - definitions.** (1) A SCHOOL
11 DISTRICT BOARD OF EDUCATION OF A PUBLIC SCHOOL, THE STATE CHARTER
12 SCHOOL INSTITUTE FOR AN INSTITUTE CHARTER SCHOOL, OR THE
13 GOVERNING BOARD OF A NONPUBLIC SCHOOL MAY ADOPT AND IMPLEMENT
14 A POLICY WHEREBY:

15 (a) A SCHOOL UNDER ITS JURISDICTION MAY ACQUIRE AND
16 MAINTAIN A STOCK SUPPLY OF OPIATE ANTAGONISTS; AND

17 (b) AN EMPLOYEE OR AGENT OF THE SCHOOL MAY, AFTER
18 RECEIVING APPROPRIATE TRAINING, ADMINISTER AN OPIATE ANTAGONIST
19 ON SCHOOL GROUNDS TO ASSIST AN INDIVIDUAL WHO IS AT RISK OF
20 EXPERIENCING AN OPIATE-RELATED DRUG OVERDOSE EVENT.

21 (2) A POLICY ADOPTED PURSUANT TO THIS SECTION MUST INCLUDE
22 TRAINING AND EDUCATION FOR EMPLOYEES AND AGENTS OF THE SCHOOL
23 CONCERNING THE RISK FACTORS FOR OVERDOSE, RECOGNIZING AN
24 OVERDOSE, CALLING EMERGENCY MEDICAL SERVICES, RESCUE BREATHING,
25 AND ADMINISTERING AN OPIATE ANTAGONIST.

26 (3) AN EMPLOYEE OR AGENT OF A SCHOOL ACTING IN ACCORDANCE
27 WITH A POLICY ADOPTED PURSUANT TO THIS SECTION IS NOT SUBJECT TO

1 CIVIL LIABILITY OR CRIMINAL PROSECUTION, AS SPECIFIED IN SECTIONS
2 13-21-108.7 (3) AND 18-1-712 (2), RESPECTIVELY.

3 (4) AS USED IN THIS SECTION:

4 (a) "OPIATE ANTAGONIST" MEANS NALOXONE HYDROCHLORIDE OR
5 ANY SIMILARLY ACTING DRUG THAT IS NOT A CONTROLLED SUBSTANCE
6 AND THAT IS APPROVED BY THE FEDERAL FOOD AND DRUG
7 ADMINISTRATION FOR THE TREATMENT OF A DRUG OVERDOSE.

8 (b) "OPIATE-RELATED DRUG OVERDOSE EVENT" MEANS AN ACUTE
9 CONDITION, INCLUDING A DECREASED LEVEL OF CONSCIOUSNESS OR
10 RESPIRATORY DEPRESSION, THAT:

11 (I) RESULTS FROM THE CONSUMPTION OR USE OF A CONTROLLED
12 SUBSTANCE OR ANOTHER SUBSTANCE WITH WHICH A CONTROLLED
13 SUBSTANCE WAS COMBINED;

14 (II) A LAY PERSON WOULD REASONABLY BELIEVE TO BE CAUSED BY
15 AN OPIATE-RELATED DRUG OVERDOSE EVENT; AND

16 (III) REQUIRES MEDICAL ASSISTANCE.

17 **SECTION 9.** In Colorado Revised Statutes, 12-36-117.7, **amend**
18 (1) introductory portion, (1)(c), (1)(d), and (3)(c); and **add** (1)(e) and
19 (6)(f.5) as follows:

20 **12-36-117.7. Prescribing opiate antagonists - definitions.** (1) A
21 physician or physician assistant licensed pursuant to this article **36** may
22 prescribe or dispense, directly or in accordance with standing orders and
23 protocols, an opiate antagonist to:

24 (c) An employee or volunteer of a harm reduction organization;

25 **or**

26 (d) A first responder; OR

27 (e) AN EMPLOYEE OR AGENT OF A SCHOOL.

1 (3) A licensed physician or physician assistant does not engage in
2 unprofessional conduct pursuant to section 12-36-117 if the physician or
3 physician assistant issues standing orders and protocols regarding opiate
4 antagonists or prescribes or dispenses an opiate antagonist in a good-faith
5 effort to assist:

6 (c) A first responder, ~~or~~ an employee or volunteer of a harm
7 reduction organization, OR AN EMPLOYEE OR AGENT OF A SCHOOL in
8 responding to, treating, or otherwise assisting an individual who is
9 experiencing or is at risk of experiencing an opiate-related drug overdose
10 event or a friend, family member, or other person in a position to assist
11 an at-risk individual.

12 (6) As used in this section:

13 (f.5) "SCHOOL" MEANS AN ELEMENTARY OR SECONDARY PUBLIC
14 OR NONPUBLIC SCHOOL WHOSE GOVERNING AUTHORITY HAS ADOPTED AND
15 IMPLEMENTED A POLICY PURSUANT TO SECTION 22-1-119.1.

16 **SECTION 10.** In Colorado Revised Statutes, 12-38-125.5,
17 **amend** (1)(c), (1)(d), and (3)(c); and **add** (1)(e) and (6)(f.5) as follows:

18 **12-38-125.5. Prescribing opiate antagonists - definitions.**

19 (1) An advanced practice nurse with prescriptive authority pursuant to
20 section 12-38-111.6 may prescribe or dispense, directly or in accordance
21 with standing orders and protocols, an opiate antagonist to:

22 (c) An employee or volunteer of a harm reduction organization;

23 ~~or~~

24 (d) A first responder; OR

25 (e) AN EMPLOYEE OR AGENT OF A SCHOOL.

26 (3) An advanced practice nurse with prescriptive authority does
27 not engage in conduct that is grounds for discipline pursuant to section

1 12-38-117 if the advanced practice nurse issues standing orders and
2 protocols regarding opiate antagonists or prescribes or dispenses an opiate
3 antagonist in a good-faith effort to assist:

4 (c) A first responder, ~~or~~ an employee or volunteer of a harm
5 reduction organization, OR AN EMPLOYEE OR AGENT OF A SCHOOL in
6 responding to, treating, or otherwise assisting an individual who is
7 experiencing or is at risk of experiencing an opiate-related drug overdose
8 event or a friend, family member, or other person in a position to assist
9 an at-risk individual.

10 (6) As used in this section:

11 (f.5) "SCHOOL" MEANS AN ELEMENTARY OR SECONDARY PUBLIC
12 OR NONPUBLIC SCHOOL WHOSE GOVERNING AUTHORITY HAS ADOPTED AND
13 IMPLEMENTED A POLICY PURSUANT TO SECTION 22-1-119.1.

14 **SECTION 11.** In Colorado Revised Statutes, 12-42.5-105,
15 **amend** (2) as follows:

16 **12-42.5-105. Rules.** (2) On or before January 1, ~~2016~~ **2020**, the
17 board shall adopt or amend rules as necessary to permit the dispensing of
18 an opiate antagonist in accordance with section 12-42.5-120 (3).

19 **SECTION 12.** In Colorado Revised Statutes, 12-42.5-120,
20 **amend** (1), (3)(a)(III), (3)(a)(IV), (3)(c)(I)(C), (3)(d)(I) introductory
21 portion, and (3)(d)(III); and **add** (3)(a)(V) and (3)(e)(VI.5) as follows:

22 **12-42.5-120. Prescription required - exception - dispensing**
23 **opiate antagonists - definitions.** (1) (a) Except as provided in section
24 18-18-414 ~~C.R.S.~~, and subsections (2) and (3) of this section, an order is
25 required prior to dispensing any prescription drug. Orders shall be readily
26 retrievable within the appropriate statute of limitations.

27 (b) (I) ON OR AFTER JANUARY 1, 2020, A PHARMACIST SHALL NOT

1 DISPENSE AN OPIOID, AS DEFINED IN SECTION 18-18-102 (5), UNLESS THE
2 OPIOID WAS ORDERED THROUGH AN ELECTRONIC PRESCRIPTION
3 TRANSMITTED TO EITHER THE PHARMACIST OR THE PHARMACY WHERE THE
4 PHARMACIST PRACTICES.

5 (II) THIS SUBSECTION (1)(b) DOES NOT APPLY TO AN OPIOID
6 PRESCRIBED FOR AN ANIMAL.

7 (3) (a) A pharmacist may dispense, pursuant to an order or
8 standing orders and protocols, an opiate antagonist to:

9 (III) An employee or volunteer of a harm reduction organization;
10 ~~or~~

11 (IV) A first responder; OR

12 (V) AN EMPLOYEE OR AGENCY OF A SCHOOL.

13 (c) (I) A pharmacist does not engage in unprofessional conduct
14 pursuant to section 12-42.5-123 if the pharmacist dispenses, pursuant to
15 an order or standing orders and protocols, an opiate antagonist in a
16 good-faith effort to assist:

17 (C) A first responder, ~~or~~ an employee or volunteer of a harm
18 reduction organization, OR AN EMPLOYEE OR AGENT OF A SCHOOL in
19 responding to, treating, or otherwise assisting an individual who is
20 experiencing or is at risk of experiencing an opiate-related drug overdose
21 event or a friend, family member, or other person in a position to assist
22 an at-risk individual.

23 (d) (I) A first responder, ~~or~~ an employee or volunteer of a harm
24 reduction organization, OR AN EMPLOYEE OR AGENT OF A SCHOOL may,
25 pursuant to an order or standing orders and protocols:

26 (III) A first responder, ~~or~~ an employee or volunteer of a harm
27 reduction organization, OR AN EMPLOYEE OR AGENT OF A SCHOOL acting

1 in accordance with this ~~paragraph (d)~~ SUBSECTION (3)(d) is not subject to
2 civil liability or criminal prosecution, as specified in sections 13-21-108.7
3 (3) and 18-1-712 (2), ~~C.R.S.~~, respectively.

4 (e) As used in this section:

5 (VI.5) "SCHOOL" MEANS AN ELEMENTARY OR SECONDARY PUBLIC
6 OR NONPUBLIC SCHOOL WHOSE GOVERNING AUTHORITY HAS ADOPTED AND
7 IMPLEMENTED A POLICY PURSUANT TO SECTION 22-1-119.1.

8 **SECTION 13.** In Colorado Revised Statutes, 13-21-108.7,
9 **amend** (3) as follows:

10 **13-21-108.7. Persons rendering emergency assistance through**
11 **the administration of an opiate antagonist - limited immunity -**
12 **legislative declaration - definitions. (3) General immunity.** A person,
13 other than a health care provider or a health care facility, who acts in
14 good faith to furnish or administer an opiate antagonist to an individual
15 the person believes to be suffering an opiate-related drug overdose event
16 or to an individual who is in a position to assist the individual at risk of
17 experiencing an opiate-related overdose event is not liable for any civil
18 damages for acts or omissions made as a result of the act. This subsection
19 (3) also applies to a first responder, ~~or~~ an employee or volunteer of a harm
20 reduction organization, OR AN EMPLOYEE OR AGENT OF A SCHOOL acting
21 in accordance with section 12-42.5-120 (3)(d). ~~C.R.S.~~

22 **SECTION 14.** In Colorado Revised Statutes, 18-1-712, **amend**
23 (2) as follows:

24 **18-1-712. Immunity for a person who administers an opiate**
25 **antagonist during an opiate-related drug overdose event - definitions.**
26 (2) **General immunity.** A person, other than a health care provider or a
27 health care facility, who acts in good faith to furnish or administer an

1 opiate antagonist to an individual the person believes to be suffering an
2 opiate-related drug overdose event or to an individual who is in a position
3 to assist the individual at risk of experiencing an opiate-related overdose
4 event is immune from criminal prosecution for the act. This subsection
5 (2) also applies to a first responder, ~~or~~ an employee or volunteer of a harm
6 reduction organization, OR AN EMPLOYEE OR AGENT OF A SCHOOL acting
7 in accordance with section 12-42.5-120 (3)(d). ~~C.R.S.~~

8 **SECTION 15.** In Colorado Revised Statutes, 25-1-520, **add** (2.5)
9 as follows:

10 **25-1-520. Clean syringe exchange programs - approval -**
11 **reporting requirements.** (2.5) A PROGRAM DEVELOPED PURSUANT TO
12 THIS SECTION MAY BE OPERATED IN A HOSPITAL LICENSED OR CERTIFIED
13 BY THE STATE DEPARTMENT PURSUANT TO SECTION 25-1.5-103 (1)(a).

14 **SECTION 16.** In Colorado Revised Statutes, **add** 25-1.5-114 as
15 follows:

16 **25-1.5-114. Naloxone bulk purchase fund - definition.**

17 (1) THE NALOXONE BULK PURCHASE FUND, REFERRED TO IN THIS SECTION
18 AS THE "FUND", IS HEREBY CREATED IN THE STATE TREASURY. THE FUND
19 CONSISTS OF PAYMENTS MADE BY PARTICIPATING ELIGIBLE ENTITIES FOR
20 THE PURCHASE OF NALOXONE; GIFTS, GRANTS, AND DONATIONS; AND ANY
21 OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR
22 TRANSFER TO THE FUND.

23 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
24 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
25 FUND TO THE FUND.

26 (3) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
27 DEPARTMENT FOR BULK PURCHASING OF NALOXONE. ELIGIBLE ENTITIES

1 MAY PURCHASE NALOXONE FROM THE DEPARTMENT. THE STATE BOARD OF
2 PHARMACY, CREATED IN SECTION 12-42.5-103, SHALL ASSIST WITH THE
3 BULK PURCHASING AND DISTRIBUTION OF NALOXONE ON BEHALF OF THE
4 DEPARTMENT. THE DEPARTMENT SHALL PROVIDE TECHNICAL ASSISTANCE
5 TO PARTICIPATING ELIGIBLE ENTITIES TO ENSURE THAT ELIGIBLE ENTITIES
6 COMPLETE ALL TRAINING AND REGISTRATION REQUIREMENTS.

7 (4) (a) NO LATER THAN OCTOBER 1, 2020, AND EVERY OCTOBER
8 1 THEREAFTER, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OR THE
9 EXECUTIVE DIRECTOR'S DESIGNEE SHALL REPORT TO THE HOUSE AND
10 SENATE APPROPRIATIONS COMMITTEES, OR THEIR SUCCESSOR
11 COMMITTEES, ON THE FUND'S ACTIVITY. THE REPORT MUST INCLUDE:

12 (I) REVENUE RECEIVED BY THE FUND;

13 (II) REVENUE AND EXPENDITURE PROJECTIONS FOR THE
14 FORTHCOMING FISCAL YEAR AND DETAILS OF ALL EXPENDITURES FROM
15 THE FUND;

16 (III) THE ELIGIBLE ENTITIES THAT PURCHASED NALOXONE;

17 (IV) THE AMOUNT OF NALOXONE PURCHASED BY EACH ELIGIBLE
18 ENTITY; AND

19 (V) THE DISCOUNT PROCURED THROUGH BULK PURCHASING.

20 (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE REPORT
21 REQUIRED IN THIS SUBSECTION (4) CONTINUES INDEFINITELY.

22 (5) AS USED IN THIS SECTION, "ELIGIBLE ENTITY" MEANS:

23 (a) A UNIT OF LOCAL GOVERNMENT, AS DEFINED IN SECTION
24 29-3.5-101 (4);

25 (b) A PERSON REQUIRED TO MAKE AN OPIATE ANTAGONIST
26 AVAILABLE PURSUANT TO SECTION 25-20.5-901; AND

27 (c) EACH OF THE FOLLOWING ENTITIES, IF THE ENTITY HAS

1 ADOPTED A POLICY ALLOWING THE ACQUISITION, MAINTENANCE, AND
2 ADMINISTRATION OF OPIATE ANTAGONISTS PURSUANT TO SECTION
3 22-1-119.1:

4 (I) A SCHOOL DISTRICT BOARD OF EDUCATION OF A PUBLIC
5 SCHOOL;

6 (II) A STATE CHARTER SCHOOL INSTITUTE FOR AN INSTITUTE
7 CHARTER SCHOOL;

8 (III) A GOVERNING BOARD OF A NONPUBLIC SCHOOL.

9 **SECTION 17.** In Colorado Revised Statutes, 42-2-302, **add** (10)
10 as follows:

11 **42-2-302. Department may or shall issue identification cards**
12 **- limitations - rules.** (10) NO LATER THAN SIX MONTHS AFTER THE
13 EFFECTIVE DATE OF THIS SUBSECTION (10), THE DEPARTMENT SHALL
14 ADOPT RULES TO EXPEDITE THE ISSUANCE OF IDENTIFICATION CARDS TO
15 INDIVIDUALS WITH SUBSTANCE USE DISORDERS WHO REQUIRE AN
16 IDENTIFICATION CARD TO ENTER TREATMENT.

17 **SECTION 18.** In Colorado Revised Statutes, **add** part 9 to article
18 20.5 of title 25 as follows:

19 PART 9
20 REQUIREMENT TO MAKE OPIATE
21 ANTAGONIST AVAILABLE

22 **25-20.5-901. Requirement to make opiate antagonist**
23 **available.** (1) A PERSON, OTHER THAN A HEALTH CARE PROVIDER OR A
24 HEALTH CARE FACILITY, THAT MAKES AN AUTOMATED EXTERNAL
25 DEFIBRILATOR, AS DEFINED IN SECTION 13-21-108.1, AVAILABLE TO AID
26 THE GENERAL PUBLIC SHALL ALSO MAKE AVAILABLE AN OPIATE
27 ANTAGONIST TO AID AN INDIVIDUAL BELIEVED TO BE SUFFERING AN

1 OPIATE-RELATED DRUG OVERDOSE EVENT OR TO AN INDIVIDUAL WHO IS IN
2 A POSITION TO ASSIST THE INDIVIDUAL AT RISK OF EXPERIENCING AN
3 OPIATE-RELATED DRUG OVERDOSE.

4 (2) A PERSON REQUIRED TO MAKE AN OPIATE ANTAGONIST
5 AVAILABLE IN ACCORDANCE WITH SUBSECTION (1) OF THIS SECTION IS
6 ELIGIBLE TO PURCHASE NALOXONE FROM THE DEPARTMENT OF PUBLIC
7 HEALTH AND ENVIRONMENT IN ACCORDANCE WITH SECTION 25-1.5-114.

8 (3) A PERSON WHO ACTS IN GOOD FAITH TO FURNISH OR
9 ADMINISTER AN OPIATE ANTAGONIST TO AN INDIVIDUAL THE PERSON
10 BELIEVES TO BE SUFFERING AN OPIATE-RELATED DRUG OVERDOSE EVENT
11 OR TO AN INDIVIDUAL WHO IS IN A POSITION TO ASSIST THE INDIVIDUAL AT
12 RISK OF EXPERIENCING AN OPIATE-RELATED OVERDOSE EVENT IS NOT
13 SUBJECT TO CIVIL LIABILITY OR CRIMINAL PROSECUTION, AS SPECIFIED IN
14 SECTIONS 13-21-108.7 (3) AND 18-1-712 (2), RESPECTIVELY.

15 (4) THIS SECTION DOES NOT APPLY TO AN ELEMENTARY OR
16 SECONDARY PUBLIC OR NONPUBLIC SCHOOL.

17 **SECTION 19. Applicability.** This act applies to conduct
18 occurring on or after the effective date of this act.

19 **SECTION 20. Safety clause.** The general assembly hereby finds,
20 determines, and declares that this act is necessary for the immediate
21 preservation of the public peace, health, and safety.